IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Writ Petition No.1743 of 1999

ONGC General Kamgar Sanghatana Petitioners
Vs.
Oil & Natural Gas Corporation & ors. Respondents

Mr.K.P.Anilkumar for petitioners - absent.
Mr.S.A.Bhalwal i/b. M/s.Vyas & Bhalwal for resp.no.1.

CORAM: B.H.MARLAPALLE & NARESH H.PATIL,JJ.

October 09, 2006.

P.C.

. In view of the Constitution Bench decision in the case of Steel Authority of India Ltd. v. National Union Water Front Workers **[AIR 2001 SC 3527]** the petitioner's remedy lies somewhere else and, therefore, the petitioner - Union will have to approach for making a reference under the Industrial Disputes Act, 1947 to the Industrial Tribunal. In case the petitioner - Union has not taken steps for such a reference being made to the Tribunal, obviously the protection granted by this Court initially will have to be continued for a fixed period.

. Hence the petition is dismissed with liberty to the petitioner - Union to approach to the appropriate forum for a reference, if so desired as

per the law laid down in the case of Steel Authority of India Ltd. (Supra). Rule discharged with no order as to costs. The interim protection granted by this Court shall be continued for a period of two months from today.

(NARESH H. PATIL,J) (B.H.MARLAPALLE,J.)